

Official

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Hampden-Smith et al.

Serial No.: 09/815,380

Filed: March 22, 2001

Atty. File No.: 41890-01470

Confirmation No. 3937

For: "ELECTROCATALYST POWDERS,
METHODS FOR PRODUCING
POWDERS AND DEVICES
FABRICATED FROM SAME"

) Group Art Unit: 1755

) Examiner: Hailey

) RESPONSE TO EXAMINER'S ACTION

<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 ON 6/24/03</p> <p style="text-align: center;">MARSH FISCHMANN & BREYFOGLE, LLP</p> <p>BY: <u>[Signature]</u> John Pennywell</p>

Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Examiner's Action having a mailing date of September 24, 2002,
Applicants submit the following Amendment and Response.

Please amend the application as follows: